

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Director of the El Paso Museum of Art be authorized to accept, on behalf of the City of El Paso, the following gift identified further in Exhibit A: (Exhibit on file with this Resolution in the City Clerk's Office).

1. One (1) oil on canvas by R.R. Waterhouse entitled *Welder* offered by Leslyn Willis Kirkpatrick, of Dallas, Texas.

There being no public comment, the vote was taken.

Motion made by Representative Sariñana, seconded by Representative Power and unanimously carried to approve the above Resolution.

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor, on behalf of the City, accept a donation of eight (8) Time Lapse VCR machines from the Government Employees Federal Credit Union for use by the El Paso Police Department. The total value of the donation is \$2,000.00.

Commander Cliff Walsh, El Paso Police Department, thanked the Government Employees Federal Credit Union for their generous donation and great partnership with the Police Department. He stated that the recorders would assist the department in investigations and special operatives.

Motion made by Representative Sumrall, seconded by Representative Escobar and unanimously carried to approve the above Resolution.

Motion made by Representative Medina, seconded by Representative Sariñana, and unanimously carried to approve, as revised, all matters listed under the Consent Agenda unless otherwise noted.
(Items approved under Consent Agenda will be shown with an asterisk {*}).

Representative Cook requested a separate vote be taken in regard to the Redistricting Resolution.

*Motion made, seconded and unanimously carried to approve the Minutes for the Special City Council Meeting of January 25, 2002 and Regular City Council Meetings of January 29 and February 12, 2002.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Reaffirmation Agreement between the City of El Paso and LILIA BARRIOS related to a housing rehabilitation loan for the property located at 632 Centennial Drive, El Paso, Texas.

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the City Council approve the following proposed amendments to the Community and Human Development Housing Programs Handbook as recommended by the Legislative Review Committee for Community and Human Development:

THAT **Chapter 2, Program for the Rehabilitation of Investor-Owned Properties Located in the Magoffin Historic District**, be deleted in its entirety and all subsequent chapters be renumbered to reflect this change; and

THAT **Chapter 6, Program for the Rehabilitation of Investor-Owned Properties**, be amended to delete **Section I. Eligibility Requirements, Subsection A(1)(b)**, which allowed a non-owner listed as a buyer under a Contract of Sale, to be considered eligible to apply; and to add a new requirement under **Section I. Eligibility Requirements, Subsection B(1)(a)-(f)**, listing the six factors that compose a rating criteria based on a point system for ranking potential projects on the Investor-Owned Rehabilitation Interest List and for determining the property's eligibility; and to amend **Section II. Financing, Subsection A** to add the requirement that the City must have a first lien position and to prohibit the refinancing of existing debt; and to amend **Section II. Financing, Subsection B** by increasing the interest rate charged on the loan from 0% to 3% interest; and to delete **Section II. Financing, Subsection D**, which allowed an applicant to receive a maximum \$7,500 per unit grant at the discretion of the Director of Community and Human Development; and to amend **Section VIII. Post-Rehabilitation Requirements** to add **Subsections E, F and G** related to certifications, property compliance and monitoring requirements; and

THAT **Chapter 9, Refinancing Policy**, be amended to delete the eligibility of the refinancing option for multi-family projects and to amend the refinancing option for single-family, owner-occupied housing by adding the requirement that rehabilitation must be the primary activity whereby more than 50% of the total funds must be for eligible rehabilitation soft and hard costs; and

THAT the handbook be amended throughout to include other minor technical revisions and clarifications, as attached and incorporated herein, and as recommended by Legislative Review Committee and the Director of Community and Human Development.

.....
***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Lease Agreement (Lease No. DTFA 07-02-L-05224) replacing two existing FAA agreements (DTFA 07-01-L-05522 and DTFA 07-98-L-01061) and consolidating relocated facilities under one new lease while between the City of El Paso, Texas and the United States of America, represented by the Federal Aviation Administration, for a Remote Transmitter Site at El Paso International.

.....

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign release of lien on the following property (legal descriptions on file in the City Clerk's Office) for consideration paid to the City in full satisfaction of amount owed pursuant to the sanitation lien for:

	<u>Lien</u>	<u>Interest</u>	<u>Total Paid</u>
8205 Markham Court	\$509.86	\$214.20	\$724.06

.....

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign release of lien on the following property (legal descriptions on file in the City Clerk's Office) for consideration paid to the City in full satisfaction of amount owed pursuant to the sanitation lien for:

	<u>Lien</u>	<u>Interest</u>	<u>Total Paid</u>
605 Rosinate Road	\$96.34	\$9.34	\$105.68

.....

***R E S O L U T I O N**

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN INSTRUMENT GRANTING AN OVERHEAD ELECTRICAL EASEMENT TO THE EL PASO ELECTRIC COMPANY FOR THE PURPOSE OF PROVIDING ELECTRICAL SERVICE TO JONATHAN ROGERS WATER TREATMENT PLANT, LOCATED AT 10001 SOUTHSIDE IN EAST EL PASO. SAID PROPERTY MORE PARTICULARLY DESCRIBED AS A PORTION OF TRACT 12, BLOCK 53, YSLETA GRANT, EL PASO COUNTY, TEXAS.

WHEREAS, April 10, 2003, the El Paso Water Utilities Public Service Board (PSB), passed a resolution requesting the City of El Paso grant an overhead (10' wide) electrical easement for the purpose of providing electrical service to Jonathan Rogers Water Treatment Plant located at 10001 Southside in East El Paso in a portion of Tract 12, Block 53, Ysleta Grant, El Paso County, Texas, and,

WHEREAS, the City Council finds it to be in the public interest that this easement be granted; NOW THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO THAT:

The Mayor is hereby authorized to sign a document granting an overhead electrical easement to the El Paso Electric Company for the purpose of providing electrical service to Jonathan Rogers Water Treatment Plant, located at 10001 Southside in East El Paso. Said property being more particularly described as a portion of Tract 12, Block 53, Ysleta Grant, El Paso County, Texas.

.....

***RESOLUTION**

WHEREAS, Regent Communications - El Paso has proposed to have a fireworks display as part of the organization's events scheduled for the El Paso Downtown Street Festival; and

WHEREAS, Regent Communications- El Paso has secured the proper permits and licenses from the El Paso Fire Department and the El Paso Building Services Department for such fireworks display; and

WHEREAS, pursuant to the International Fire Code, permission is required to be granted by all affected owners near or around any proposed fireworks display; and

WHEREAS, the City of El Paso, as Owner of the Convention Center, City Hall, the El Paso Museum of Art, the Golden Age Center and other area properties, is an affected owner, pursuant to the International Fire Code;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That Regent Communications- El Paso be authorized to stage a fireworks display in the East parking lot of City Hall on July 4, 2002, as part of the events scheduled for the organization's El Paso Downtown Street Festival; and that the Mayor be authorized to sign any related documentation, approving of such fireworks display, as an affected owner.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign the Second Amended Revolving Loan Program Agreement, providing the terms under which proceeds of a grant from the U.S. Community Adjustment and Investment Program ("CAIP") shall be incorporated into the El Paso City-County MultiBank Revolving Loan Fund. An application for a CAIP grant in the amount of \$500,000 over a three-year period will be filed with the North American Development Bank following execution of the Second Amended Revolving Loan Program Agreement.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute an Amendment to Partnership Agreement between the Upper Rio Grande Workforce Development Board and Top Chief Elected Officials of the Upper Rio Grande Workforce Development Area to extend the term of the Agreement.

Motion made by Representative Sumrall to move to the Regular Agenda the following Resolution, there was no second. Representative Sariñana moved to leave the Resolution on the Consent Agenda, Representative Cobos seconded. Following Representative Sariñana's motion, Representative Medina seconded Representative Sumrall's Motion to move the item to the Regular Agenda.

Representative Sumrall stated her disappointment that consideration was not given to the three neighborhood groups requesting to be placed under District 8 rather than District 1. She named the three neighborhood groups as: Rim Road, Kern Place and Mission Hills. She publicly stated her apologies to the neighborhood groups and subsequently moved to approve the Resolution. She then agreed to leaving the Resolution on the Consent Agenda.

RESOLUTION APPROVING THE REDISTRICTING PLAN AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO SIGN AND SUBMIT TO THE U. S. ATTORNEY GENERAL FOR APPROVAL AS REQUIRED BY LAW.

WHEREAS, under Public Law 94-171, after the completion of the 2000 U. S. Census, realignment of representative district boundaries of the City of El Paso is required, when the difference in population between the largest and smallest district exceeds 10%; and,

WHEREAS, the El Paso City Charter, Article II, Section 2.4(B) requires that a Districting Commission be appointed prior to September 1st following the decennial United States census; and,

WHEREAS, the Commission sought public input and developed a plan for submission to the El Paso City Council; and,

WHEREAS, all changes to boundaries of the representative districts must comply with the constitutional principles and laws governing voting rights of the United States and Texas; and

WHEREAS, a map depicting realignment of representative district boundaries meeting the requirements of the law has been submitted by the Commission for acceptance and approval by the City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the City Council accepts and approves the Redistricting Plan as submitted by the Districting Commission, and that the Mayor or his designee be authorized to sign and submit the Redistricting Plan to the Office of the U. S. Attorney General for approval prior to September 1, 2002; and

THAT, the members of the Districting Commission having completed their duties as identified in the City Charter, the Districting Commission shall be and hereby is dissolved.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor of the City of El Paso be authorized to sign an International Cooperation Agreement between the City of El Paso, acting by and through its Mass Transit Department, and the Office of Transportation of the State of Chihuahua, Mexico to provide an international transportation service.

.....
***RESOLUTION**

WHEREAS, the City Council of the City of El Paso, by resolution dated March 12, 2002, determined that the competitive sealed proposal method is the project method that provides the best value to the City when entering into a contract for the construction of a facility; and

WHEREAS, the selection of a construction contractor for the Union Plaza Transit Terminal shall be accomplished through the use of the Competitive Sealed Proposal Method; and

WHEREAS, the City Council of the City of El Paso, by resolution dated April 23, 2002, has previously determined the criteria and relative weights to be utilized in association with the Competitive Sealed Proposal Method of procurement; and

WHEREAS, the usage of federal funds in any municipal construction project obligates such municipality to comply with various federal procurement requirements, including but not limited to any funds acquired from the Federal Transit Administration (FTA); and

WHEREAS, the City of El Paso, in cooperation with the FTA, has determined that the criteria and relative weights which provides the best value to the City, while also complying with said federal procurement requirements, is:

- the purchase price - which allows for a maximum of 25 points;
- the offerror's past relationship with the City - maximum of 30 points;
- the offerror's experience and qualifications - maximum 30 points; and
- the health benefits the offerror provides to its employees - maximum 15 points.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the procurement of the construction contractor for the Union Plaza Transit Terminal, as a project partially funded by the Federal Transit Administration, shall be selected utilizing the criteria and relative weights as set forth below; and that the criteria and relative weights to be published and used when entering into a contract for the construction of a facility, when selected through the use of the Competitive Sealed Proposal Method of procurement, and when any portion of funding is provided by the Federal Transit Administration, is:

- the purchase price - which allows for a maximum of 25 points;
- the offerror's past relationship with the City - maximum of 30 points;
- the offerror's experience and qualifications - maximum 30 points; and
- the health benefits the offerror provides to its employees - maximum 15 points.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Services Contract between the **CITY OF EL PASO** and DAVID WILLIAM NAKABAYASHI as a Graphics Specialist for the Planning Department at the rate of \$18.00 per hour, 40 hours per week or less. The term of the contract shall be for the period of July 1, 2002 through June 30, 2003. This contract is subject to the approval of the City's Civil Service Commission.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Amendment to the Grant Agreement of December 30, 1996 between the City of El Paso and the Girl Scouts of the Rio Grande, formerly known as the Rio Grande Girl Scout Council, to extend the grant agreement termination date of June 28, 2002 to January 31, 2003, for the purpose of administering the City of El Paso's federally designated Enterprise Community Volunteer Youth Mentoring Services Initiative.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute and file a renewal grant application to the Corporation for National Service for the Foster Grandparent Program, on behalf of the City of El Paso, in the amounts of \$420,906 (Federal), \$60,776 (City), \$25,000 (CDBG), \$4,900 (County), and \$3,211 (State) for a total of \$514,793, and

That Deborah G. Hamlyn, Director, Community and Human Development, be authorized to furnish such additional information as the Corporation for National Service may require in connection with the application or the project; and

That the Mayor be authorized to execute any Grant Agreements for the above amount, or for a greater or lesser amount, and any amendments to the initial Grant Agreement which increases, decreases or deobligates program funds, provided that no additional City funds are required, upon approval by the Corporation for National Service.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of NINE THOUSAND SIX HUNDRED FIFTY AND NO/100THS DOLLARS (\$9,650.00 - \$8,798 loan/ \$852 grant) against the following described real property:

Lot 32, Block 1, APOLLO HEIGHT UNIT FOUR, an Addition to the City of El Paso, El Paso County, Texas, according to the Map thereof on file in Book 44, Page 22, Plat Records of El Paso County, Texas; also known and numbered as 4948 Sagittarius Avenue, El Paso, Texas 79924.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of SEVENTEEN THOUSAND AND NO/100THS DOLLARS (\$17,000.00 - \$5,000 loan/\$12,000 grant) against the following described real property:

Lot 102, NORTH VALUMBROSA SUBDIVISION NO. 2, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on file in Book 14, Page 39, Plat Records of El Paso County, Texas; also known and numbered as 9233 Leonardo Avenue, El Paso, Texas 79907.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of TWENTY-ONE AND 92/100THS DOLLARS (\$21.92).

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of NINE THOUSAND FOUR HUNDRED AND NO/100THS DOLLARS (\$9,400.00 - \$8,450 loan/\$950 grant) against the following described real property:

Lot 30, Block 3, PLEASANT VALLEY, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on file in Book 35, Page 14, Plat Records of El Paso County, Texas; also known and numbered as 8270 Valle Alegre Drive, El Paso, Texas 79907.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of TWENTY THOUSAND FIVE HUNDRED AND NO 100THS DOLLARS (\$20,500.00 loan) against the following described real property:

The South 58 feet of Lots 1 and 2, Block 81, MAGOFFIN ADDITION, to the City of El Paso, El Paso County, Texas, according to the Map thereof on file in Book 14, Page 19, Plat Records of El Paso County, Texas; also known and numbered as 1223 Overland Avenue, El Paso, Texas 79901.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of EIGHT THOUSAND FOUR HUNDRED FIFTY AND NO 100THS DOLLARS (\$8,450.00 - \$3,454 loan/\$4,996 grant) against the following described real property:

Lot 33, Block 3, DOLPHIN TERRACE UNIT 2, an Addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Book 9, Page 22, Plat Records of El Paso County, Texas; also known and numbered as 5840 Sturgeon Drive, El Paso, Texas 79924.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of FOUR THOUSAND ONE HUNDRED FIFTY AND NO/100THS DOLLARS (\$4,150.00 - \$3,650 loan/\$500 grant) against the following described real property:

Lot 26, Block 16, SUN VALLEY - SECTION TWO, FIRST AMENDED MAP, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on file in Book 10, Page 35, Plat Records of El Paso County, Texas; also known and numbered as 10332 Windsor Drive, El Paso, Texas 79924.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of FIVE AND 29/100THS DOLLARS (\$5.29).

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the following individuals are designated as authorized signatories for Chase Manhattan Bank of Texas, Account Number 1500-093-057-1, City of El Paso Concentration Account:

- | | |
|---------|--|
| GROUP 1 | Wendy N. Hebestreit, Comptroller
Frank Keton, Accountant IV
Debra Tombosky, Accountant III
Robert E. Blackwood, Accountant IV |
| GROUP 2 | Carole Hunter, City Clerk
Diana Nuñez, Deputy City Clerk
David Almonte, Director, Office of Management & Budget |
| GROUP 3 | Raymond C. Caballero, Mayor
Larry M. Medina, Mayor Pro Tempore
Luis G. Sariñana, Deputy Mayor Pro Tempore |

This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the following individuals are designated as authorized signatories for Chase Manhattan Bank of Texas, Account Number 1500-093-065-9, City of El Paso Payroll Account:

- GROUP 1 Wendy N. Hebestreit, Comptroller
 Frank Keton, Accountant IV
 Debra Tombosky, Accountant III
 Robert E. Blackwood, Accountant IV

- GROUP 2 Carole Hunter, City Clerk
 Diana Nuñez, Deputy City Clerk
 David Almonte, Director, Office of Management & Budget

- GROUP 3 Raymond C. Caballero, Mayor
 Larry M. Medina, Mayor Pro Tempore
 Luis G. Sariñana, Deputy Mayor Pro Tempore

 This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

.....

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

 That the following individuals are designated as authorized signatories for Chase Manhattan Bank of Texas, Account Number 1500-093-001-0, City of El Paso Pension Payroll Account:

- GROUP 1 Wendy N. Hebestreit, Comptroller
 Frank Keton, Accountant IV
 Debra Tombosky, Accountant III
 Robert E. Blackwood, Accountant IV

- GROUP 2 Carole Hunter, City Clerk
 Diana Nuñez, Deputy City Clerk
 David Almonte, Director, Office of Management & Budget

- GROUP 3 Raymond C. Caballero, Mayor
 Larry M. Medina, Mayor Pro Tempore
 Luis G. Sariñana, Deputy Mayor Pro Tempore

 This resolution supersedes all prior resolutions authorizing signatories for this account which are hereby revoked.

.....

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

 That the following individuals are designated as authorized signatories for Chase Manhattan Bank of Texas, Account Number 1500-227-045-2, City of El Paso Workers' Compensation Account - Ward N.A. Administrators:

- GROUP 1 Wendy N. Hebestreit, Comptroller
 Frank Keton, Accountant IV
 Debra Tombosky, Accountant III
 Robert E. Blackwood, Accountant IV

769

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Library Director be authorized to sign an Exhibit Contract with Ken Buza, President, Photography Enthusiasts of El Paso, covering an "exhibit of photographs," at the Westside Branch of the El Paso Public Library System for the period of June 28 - July 26, 2002. This exhibition is at no cost to the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Director of the El Paso Museum of Art be authorized to purchase, on behalf of the City of El Paso, the following work identified further in Exhibit A: (Exhibit on file with this Resolution in the City Clerk's Office).

1. One (1) book by James Drake entitled *The Hummingbird's Equation* valued at \$4,800.00 at a purchase price of \$1,800.00 (with funds provided by the Robert U. and Mabel O. Lipscomb Foundation).

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign the following special events agreement for space in the El Paso Museum of Art. Licensee is requesting permission to serve alcohol in the premises.

Event:	Street Festival
Licensee:	Regent Broadcasting
Date:	July 4 & 5, 2002
Time:	4:00 p.m. July 4 to 2:00 a.m. July 5
Charge for Space:	\$1,000.00
Charge for Staff (est.):	\$600.00
Insurance:	(will carry their own)
Area(s):	Festival

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a contract between the City of El Paso and ACS State and Local Solutions, Inc., Texas Workforce Center of El Paso, for the 2002 Summer Youth Employment Training Program in the Parks & Recreation Department, subject to approval by the City's Civil Service Commission.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Independent Contractor contract on behalf of the Parks & Recreation Department. Funding for this contract is in fiscal year 2001/2002 appropriations to be approved by the City Council, subject to approval by the City's Civil Service Commission.

PAVO REAL RECREATION CENTER
DEPARTMENT ID: 51510115, ACCOUNT 502214

1. CONTRACTOR: Rafael Yee, Karate/Kickboxing Instruction
DATES: June 25, 2002, thru August 2, 2002
RATE PER CL: \$7.55
MAXIMUM AMT: \$680.00
CONTRACT: 2001/2002-185

.....
***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Independent Contractor contracts on behalf of the Parks & Recreation Department. Funding for these contracts is in fiscal year 2001/2002 appropriations to be approved by the City Council, subject to approval by the City's Civil Service Commission.

CAROLINA RECREATION CENTER
DEPARTMENT ID: 51510073, ACCOUNT 502214

1. CONTRACTOR: Miguel Reyes, Karate Instructor
DATES: July 2, 2002, thru August 31, 2002
RATE PER GM: \$8.80
MAXIMUM AMT: \$228.80
CONTRACT: 2001/2002-177

PAVO REAL RECREATION CENTER
DEPARTMENT ID: 51510115, ACCOUNT 502214

2. CONTRACTOR: Irma Romero, Aerobics Instructor
DATES: June 25, 2002, thru August 31, 2002
RATE PER CL: \$9.25
MAXIMUM AMT: \$333.00
CONTRACT: 2001/2002-178
3. CONTRACTOR: Miguel Reyes, Karate Instructor
DATES: June 25, 2002, thru August 31, 2002
RATE PER CL: \$9.25
MAXIMUM AMT: \$231.25
CONTRACT: 2001/2002-179
4. CONTRACTOR: Jose A. Cardoza, Jr., Drama Instruction Club Rec 2002
DATES: June 25, 2002, thru August 2, 2002
RATE PER CL: \$5.66
MAXIMUM AMT: \$679.20
CONTRACT: 2001/2002-180

5. CONTRACTOR: Michelle Avila, Dance Instruction Club Rec 2002
 DATES: June 25, 2002, thru August 2, 2002
 RATE PER CL: \$6.00
 MAXIMUM AMT: \$960.00
 CONTRACT: 2001/2002-181
6. CONTRACTOR: Angelica Apodaca, Arts & Crafts Instruction Club Rec 2002
 DATES: June 25, 2002, thru August 2, 2002
 RATE PER CL: \$5.66
 MAXIMUM AMT: \$679.20
 CONTRACT: 2001/2002-182

SAN JUAN RECREATION CENTER

DEPARTMENT ID: 51510123, ACCOUNT 502214

7. CONTRACTOR: Marcela Macias, Dance Instruction
 DATES: July 8, 2002, thru August 31, 2002
 RATE PER CL: \$8.55
 MAXIMUM AMT: \$427.50
 CONTRACT: 2001/2002-183

SPORTS PROGRAMMING

DEPARTMENT ID: 51010215, ACCOUNT 502215

8. CONTRACTOR: El Paso Umpires Association, Scorekeepers Baseball/Basketball
 DATES: June 25, 2002, thru August 31, 2002
 RATE PER CL: \$10.00
 MAXIMUM AMT: \$3,500.00
 CONTRACT: 2001/2002-184

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Employee Contractor contracts on behalf of the Parks & Recreation Department. Funding for these contracts is in fiscal year 2001/2002 appropriations to be approved by the City Council, subject to approval by the City's Civil Service Commission.

AQUATICS

DEPARTMENT ID: 51010281, ACCOUNT 501011

1. CONTRACTOR: Ivan C. Cenicerros, Swim Instructor, Step 1
 DATES: June 4, 2002 thru September 30, 2002
 RATE PER HR: \$5.35
 CONTRACT NO: 2001/2002-330
2. CONTRACTOR: Ana Lisa V. Cervantez, Lifeguard, Step 2
 DATES: June 6, 2002 thru September 30, 2002
 RATE PER HR: \$6.00
 CONTRACT NO: 2001/2002-331

765

3. CONTRACTOR: Sabrina Cox, Swim Instructor Coordinator, Step 1
DATES: June 3, 2002 thru September 30, 2002
RATE PER HR: \$6.50
CONTRACT NO: 2001/2002-332
4. CONTRACTOR: Steven M. Duran, Pool Attendant, Step 1
DATES: May 31, 2002 thru September 30, 2002
RATE PER HR: \$5.40
CONTRACT NO: 2001/2002-333
5. CONTRACTOR: Adam Flores, Swim Instructor, Step 1
DATES: May 31, 2002 thru September 30, 2002
RATE PER HR: \$5.35
CONTRACT NO: 2001/2002-334
6. CONTRACTOR: Ruben Gonzalez, Jr., Lifeguard, Step 2
DATES: June 4, 2002 thru September 30, 2002
RATE PER HR: \$6.00
CONTRACT NO: 2001/2002-335
7. CONTRACTOR: Daniel Juarez, Lifeguard, Step 2
DATES: June 3, 2002 thru September 30, 2002
RATE PER HR: \$6.00
CONTRACT NO: 2001/2002-336
8. CONTRACTOR: Adrian T. Loya, Lifeguard, Step 2
DATES: June 7, 2002 thru September 30, 2002
RATE PER HR: \$6.00
CONTRACT NO: 2001/2002-337
9. CONTRACTOR: Albert Luna, Lifeguard, Step 2
DATES: June 3, 2002 thru September 30, 2002
RATE PER HR: \$6.00
CONTRACT NO: 2001/2002-338
10. CONTRACTOR: Valerie M. Moncivais, Lifeguard, Step 1
DATES: June 7, 2002 thru September 30, 2002
RATE PER HR: \$5.25
CONTRACT NO: 2001/2002-339
11. CONTRACTOR: Diana C. Ochoa, Swim Instructor, Step 1
DATES: June 4, 2002 thru September 30, 2002
RATE PER HR: \$5.35
CONTRACT NO: 2001/2002-340
12. CONTRACTOR: David Pinon, Swim Instructor, Step 1
DATES: May 31, 2002 thru September 30, 2002
RATE PER HR: \$5.35
CONTRACT NO: 2001/2002-341

13. CONTRACTOR: Marlina S. Ponce De Leon, Swim Instructor, Step 1
DATES: June 4, 2002 thru September 30, 2002
RATE PER HR: \$5.35
CONTRACT NO: 2001/2002-342
14. CONTRACTOR: George G. Villanueva, Swim Instructor, Step 1
DATES: May 31, 2002 thru September 30, 2002
RATE PER HR: \$5.35
CONTRACT NO: 2001/2002-343

.....
*Motion made, seconded and unanimously carried to postpone one (1) week the Resolution that the Mayor be authorized to sign a Personal Services Contract between the **CITY OF EL PASO** and **CRUZ HERNANDEZ** to assist the Information Technology Department at a biweekly rate of \$1,080.00 for 40 hours per week. The term of the contract shall be for the period of June 30, 2002 through June 29, 2004. This contract is subject to the approval of the Civil Service Commission.

Representative Medina questioned why the item was being postponed.

Ms. Rita Rodriguez, City Attorney, commented that the City Attorney's office had requested the item be postponed.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Services Contract between the **CITY OF EL PASO** on behalf of the Information Technology Department and the following individuals:

1. **Armando Almanza**, as a Telecommunications Specialist, at a biweekly rate of \$1,158.93 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
2. **Priscilla Armendariz**, as a User Support Specialist, at a biweekly rate of \$1,105.29 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
3. **Kevin Jerome Covington**, as a PC/LAN Specialist I, at a biweekly rate of \$1,403.42 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
4. **Richard Drum**, as a PC/LAN Specialist I, at a biweekly rate of \$1,379.92 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
5. **Aaron Frampton**, as a PC/LAN Specialist II, at a biweekly rate of \$1,501.57 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
6. **Luis Garcia**, as a PC/LAN Specialist I, at a biweekly rate of \$1,336.59 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
7. **Camerino Gonzalez**, as a Senior Telecommunications Specialist, at a biweekly rate of \$1,443.77 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
8. **Ron Van Graham**, as a Network Systems Manager, at a biweekly rate of \$2,138.81 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.

9. **Marcos Guerrero**, as a Senior Telecommunications Specialist, at a biweekly rate of \$1,530.73 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
10. **Cynthia Loya**, as a PC/LAN Specialist I, at a biweekly rate of \$1,514.00 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
11. **Thelma Marron**, as a Geographic Information Systems (GIS) Technician, at a biweekly rate of \$1,115.09 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
12. **James A. Mundwiler**, as a PC/LAN Specialist I, at a biweekly rate of \$1,403.42 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
13. **Emilio Natividad**, as a Senior Telecommunications Specialist, at a biweekly rate of \$1,477.83 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
14. **Ida Ramos**, as a Geographic Information Systems (GIS) Specialist, at a biweekly rate of \$1,694.30 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
15. **Antonio Rios**, as a PC/LAN Specialist II, at a biweekly rate of \$1,470.62 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
16. **Maria Rosales**, as a PC/LAN Specialist I, at a biweekly rate of \$1,481.77 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
17. **Francisco Sepulveda**, as a Systems Security Officer, at a biweekly rate of \$1,698.17 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
18. **Adriana Serrano**, as a PC/LAN Specialist I, at a biweekly rate of \$1,555.75 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
19. **Walter Townsend**, as a Special Projects Coordinator, at a biweekly rate of \$2,089.04 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
20. **Tommy Yanez**, as a Senior Telecommunications Specialist, at a biweekly rate of \$1,439.36 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
21. **Virginia C. Yeatman**, as a Programmer Analyst, at a biweekly rate of \$2,015.10 for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.

.....
Motion made, seconded and unanimously carried to move to the Regular Agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign Volunteer Services Agreements between the City of El Paso and the following as Disabled-Parking Enforcement Volunteers. These agreements do not require or obligate any City funds.

1. JUAN M. ALVIDREZ
2. NORMAN L. BROWN
3. CHERYLE M. CASTILE
4. THOMAS J. GORDON, SR.
5. ROBERT F. JARRELL
6. DAVID L. JOHNSON
7. JOSIE W. KAREM
8. MELVIN S. TIRRELL

Representative Sumrall questioned at what location(s) the individuals would be working and specifically requested this activity not take place on the Westside.

Ms. Lisa Turner, citizen, stated she was concerned as to the safety of the volunteers and questioned what the City's liability would be in the event a volunteer was involved in some type of incident/accident.

Commander Cliff Walsh, El Paso Police Department, explained that the volunteers received training prior to placement in the field. He noted that the volunteers had been provided the means with which to call the department for assistance in the event of incident, in addition, the training classes address liability issues for example, the volunteers are requested to step away from incidents and to allow the Police Department to handle the incident(s). He noted that the program had been in existence for approximately 2 years.

Representative Cook questioned what means of communication the volunteers were utilizing in the event of an incident and whether the cell phone issue had been resolved.

Ms. Elaine Hengen, Assistant City Attorney, commented on the liability issue and noted that the volunteer program, pursuant to State Enabling Legislation, which provided immunity for the City. She added that the City could not be sued due to any action by the volunteers, in addition, the volunteers could not sue the City. She explained that the Police Department was in the process of "charging up" the cell phones to ensure that they were in proper working order.

Representative Cook noted that cell phones had been donated to the Police Department over one year ago.

Ms. Rita Rodriguez, City Attorney, advised that the Resolution accepting the cell phone donation would be placed on next week's Agenda.

Representative Sumrall stated she had been opposed to this program from its inception and noted that many individuals involved in this program were elderly and retired. She stated that the safety of the individuals was in jeopardy, whether they were equipped with a cell phone or not.

Commander Walsh stated he would research whether any of the individuals would be located on the West side and explained that there had not been any reports of confrontations involving these volunteers. He stated that within the training process the individuals are advised not to approach the violator. He stated that some individuals do carry their own cell phones; however, the Police Department would be providing cell phones in the near future.

Motion made by Representative Cook, seconded by Representative Sariñana and carried to approve the above Resolution.

Representatives Sumrall and Escobar voted Nay.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **GAIL CALDWELL** as a DART Case Manager, for the Police Department at a biweekly rate of \$1,000.00, for 40 hours per week. The term of the contract shall be for the period of June 26, 2002 through August 31, 2003.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **LESLIE CONNOR CANADA** as a DART Case Manager, for the Police Department at a biweekly rate of \$1,000.00, for 40 hours per week. The term of the contract shall be for the period of June 26, 2002 through August 31, 2003.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor be authorized to sign a Second Amendment to Grant Contract awarding a grant to the Planning, Research and Development Department from the Texas Historical Commission, for participation in the FY 2001 Certified Local Government Program by and between the City of El Paso and the Texas Historical Commission, an agency of the State of Texas, extending the term of the Contract and amending performance requirements.

*Motion made, seconded and unanimously carried to approve the request for the following name(s) to be placed on the Reinstatement list in accordance with Article VI, Section 6.10-10, of the Civil Service Charter Provisions:

- A. Micki Lintz, Police Officer
- B. Sylvia Vazquez, Personnel & Payroll Clerk

*Motion made, seconded and unanimously carried to approve the request to fill the position on a temporary basis in accordance with Article VI, Section 6.6-3, of the Civil Service Charter Provisions:

Shuttle Bus Operator (1)

*Motion made, seconded and unanimously carried to approve the following provisional appointment in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

Communications Assistant Mgr (1)

*Motion made, seconded and unanimously carried to approve the Staffing Table Change for Parks & Recreation

Add	1.0	Engineer Tech III	GS24
-----	-----	-------------------	------

*Motion made, seconded and unanimously carried to approve the Staffing Table Change for MPO Office

Add	1.0	Transportation Planner I	PM74
-----	-----	--------------------------	------

Motion made, seconded and unanimously carried to move to the Regular Agenda the following board appointment:

Douglas Schwartz to the El Paso Public Arts Commission by Representative Power.

Representative Medina remarked that he had a few questions for Mr. Schwartz; however, Mr. Schwartz was not present to respond.

Representative Sumrall noted Mr. Schwartz' mother was an accomplished artist and her paintings were world famous. She remarked that Mr. Schwartz would be a very appropriate appointment as Mr. Schwartz was an art admirer.

Representative Power added he had nominated Mr. Schwartz due to his majoring in Art History in college and that Mr. Schwartz' expertise would be an added benefit to the Commission.

Motion made by Representative Cook, seconded by Representative Power and carried to appoint Douglas Schwartz to the El Paso Public Arts Commission by Representative Power.

Representative Medina voted Nay.

.....
*Motion made, seconded and unanimously carried to appoint Maria Morton Woody to the El Paso Public Arts Commission by Representative Cobos.

.....
*Motion made, seconded and unanimously carried to appoint Maria G. Calixtro to the Community Development Steering Committee by Mayor Caballero.

.....
Motion made, seconded and unanimously carried to appoint Al Perez to the Ethics Review Commission by Representative Rodriguez.

.....
*Motion made, seconded and unanimously carried that the following installment agreements for AD VALOREM taxes be approved, as revised, in the amount shown and that the Mayor be authorized to sign said agreements on behalf of the City:

- A. PID T645-999-0080-4500, \$97.91 per month installments on a balance of \$2,056.11 for 2001 taxes; Robert L. Jr., and Rosa G. Zubia – 257 Cuprite Dr.
- B. PID #C518-999-0200-0500, \$199.63 per month installments on a balance of \$2,395.56 for 2001 taxes; Raymundo & Ramona G. Rosales – 7608 Parkland Dr.
- C. PID #C731-999-0120-2300, \$244.06 per month installments on a balance of \$2,928.72 for 2001 taxes; Josephina P. Martinez – 772 Babylonia.
- D. PID #M056-999-0300-3100, \$201.70 per month installments on a balance of \$2,017.00 for 2001 taxes; Charles T. & Elvia D. Murphy – 2816 Copper Ave.
- E. PID #H788-010-0430-0050, \$366.99 per month installments on a balance of \$2,935.92 per month installments for 2001 taxes; Abel & Rocio Morales – 411 Mercer.
- F. PID #R460-999-0280-0500, \$698.57 per month installments on a balance of \$5,588.56 for 2001 taxes; Luis C. Tafoya – 1377 Rainbow Ridge.
- G. PID #N425-999-0040-2100, \$686.43 per month installments on a balance of \$4,118.58 for 2001 taxes; Jaime & Jeannette Camacho – 4301 Loma De Brisas.
- H. PID #0819-999-0368-0034, \$1,741.46 per month installments on a balance of \$12,190.22 for 2001 taxes; Print World –900 Magoffin.
- I. PID #R200-999-0090-7700, \$1,065.48 per month installments on a balance of \$6,392.88 for 1999, 2000 & 2001 taxes; Carlos J. & Quenna B. Rueda – 7805 Maverick Ave.

- J. PID #X578-000-3390-0360 & PID #0825-999-2706-0034, \$371.79 per month installments on a balance of \$4,461.48 for 1995, 1996, 1997, 1998, 1999 & 2000, taxes; Mario R. & Cathy L. Lozano – 15280 Horizon Blvd.
- K. PID #V130-000-0040-0010, \$293.12 per month installments on a balance of \$3,517.44 for 1999, 2000 & 2001 taxes; Miguel & Leticia Rivera – 12355 Alfaro Dr.

NOTE: Motion was revised to include Year 1997 for the following:

Item J: PID #X578-000-3390-0360 & PID #0825-999-2706-0034, \$371.79 per month installments on a balance of \$4,461.48 for 1995, 1996, 1997, 1998, 1999 & 2000, taxes; Mario R. & Cathy L. Lozano– 15280 Horizon Blvd.

.....
*Motion made, seconded and unanimously carried to delete the following installment agreement for **AD VALOREM** taxes:

PID #E222-999-1590-5700, \$504.91 per month installments on a balance of \$9,088.38 for 1996, 1998 1999 & 2000 taxes; Richard & 1 – 10020 Suez Ave.

.....
*Motion made, seconded and unanimously carried that the following tax refunds be approved:

- A. Carmike Cinemas, in the amount of \$266,529.62; overpayment of 2001 taxes. (PID #C232-999-0080-0300)
- B. Countrywide Tax Services Corporation, in the amount of \$2,123.18; overpayment of 2001 taxes. (PID #C340-999-0270-8850)
- C. Washington Mutual Home Loan Inc., in the amount of \$6,275.14; overpayment of 2001 taxes. (PID #C801-999-0090-4300)
- D. Mortgage Service Center, in the amount of \$2,473.50; overpayment of 2001 taxes. (PID #C840-999-0220-7100)
- E. Midland Mortgage Co., in the amount of \$2,528.77; overpayment of 2001 taxes. (PID #P863-999-0230-1700)

.....
Motion made, seconded and unanimously carried to move to the Regular Agenda the following:

Change Order No. 1 (Construction Change) to Silverton Construction Co., Inc., for "Street Resurfacing 2001" for an increased amount of \$320,738.00. Change order is to adjust unit price contract quantities for work necessary on Walter Jones Boulevard. (2001-167)

Ms. Lisa Turner, citizen, questioned what the change order involved and why was it such a significant amount.

Mr. Byron Johnson, Director of Purchasing, responded Walter Jones Boulevard had not been included in the original scope and explained that Airport funds would be provided in order to cover the cost. He explained that with this Change Order the City would not have to wait the three months to award a bid.

Motion made by Representative Sumrall, seconded by Representative Sariñana and unanimously carried to approve Change Order No. 1 (Construction Change) to Silverton Construction Co., Inc., for "Street Resurfacing 2001" for an increased amount of \$320,738.00. Change Order is to adjust unit price contract quantities for work necessary on Walter Jones Boulevard. (2001-167)

Representative Power was not present for the vote.

*Motion made, seconded and unanimously carried to authorize the Director of Purchasing to issue Purchase Order(s) to Barnett Harley-Davidson, as they are the sole authorized Harley-Davidson Dealership in the El Paso, Texas area, provider of Harley-Davidson Genuine Parts, Product Support Service and Maintenance. (2002-199)

Department: Equipment Maintenance
Funds Available: 370510-203121-203125
Funding Source: Equipment Maintenance Internal Service Fund
Total Amount: \$50,000.00 Estimated

.....
*Motion made, seconded and unanimously carried to authorize the Director of Purchasing to issue Purchase Order(s) to Rust Tractor Company, as they are the sole authorized dealer representative for Caterpillar in the El Paso, Texas area, provider of Caterpillar Genuine Parts, Product Support Service and Maintenance. (2002-200)

Department: Equipment Maintenance
Funds available: 370510-203121-203125
Funding source: Equipment Maintenance Internal Service Fund
Total amount: \$50,000.00 Estimated

.....
*Motion made, seconded and unanimously carried to award Bid No. 2002-188 17,500 GVW Flatbed Truck

Award to: Casa Ford
El Paso, Texas
Item (s): 1
Options: O1, O2, O3, O4
Amount: \$35,644.00

Department: Solid Waste Management
Funds available: 04250101-508029-PMB0001160
Funding source: FY2000 Certificates of Obligation –
Solid Waste Capital Equipment
Total award: \$35,644.00

The Equipment Maintenance, Solid Waste Management, and Purchasing Departments recommend award as indicated as this vendor has provided the Best Value Bid.

This is a fixed-price, single (one-time) purchase, to purchase one (1) Flatbed Truck. There is no option to purchase additional quantities. No prompt payment discount is offered.

.....
Motion made, seconded and unanimously carried to move to the Regular Agenda Bid No. 2002-167 Bottled Water

Ms. Lisa Turner, citizen, questioned at which facility(s) would the bottled water be utilized and whether it be in the trucks, landfills or in the office.

Ms. Emma Acosta, Deputy Director of Solid Waste Management, responded that the water would be utilized at all City's landfills for the Solid Waste Management personnel to provide drinking water. She noted that the landfill had provisions for employees to wash their hands; however, the water was not appropriate for drinking.

Representative Sumrall requested Ms. Acosta provide sanitized hand cloths for the landfill personnel in order that they may wash their hands.

Ms. Acosta explained that water was available for the personnel to wash their hands; however, she would honor Representative Sumrall's request to provide the sanitized hand cloths.

Motion made by Representative Escobar, seconded by Representative Cobos and unanimously carried to award Bid No. 2002-167 Bottled Water

Award to: Sierra Springs
El Paso, Texas
Item(s): All
Amount: \$8,000.00 (Estimated Annual Expenditure)

Department: Solid Waste Management
Funds available: 010289-202215
Funding source: General Funds – Outside Contracts
Total award: \$8,000.00 (Estimated Annual Expenditure)

Solid Waste Management and Purchasing recommend awards as indicated, as this vendor is the responsible and responsive bidder meeting specifications.

This is a thirty-six (36) month contract with the option no extend the term of this contract. **Various departments will be utilizing this contract.**

Representative Power was not present for the vote.

.....
*Motion made, seconded and unanimously carried to award Bid No. 2002-171 Street Construction Materials

Award to: Vendor (1): Koch Asphalt Solutions
Artesia, New Mexico
Item(s): Group IA (Item 1) & Group IB (Item 1, 1B, 1B & 1C)
Amount: \$196,948.00 (estimated annually)

Vendor (2): Jobe Concrete Products, Inc.
El Paso, Texas
Item(s): Group IA (Item 2), Group IIA (Items 1, 2, 3, 4)
Group IIB (Item 1-1A, 1B, 1C, 1D, 1E)
Group III (Items 1 to 13)
Group IV (Items 1 to 20)
Amount: \$103,052.00 (estimated annually)

Department: Street
Funds available: 32010200-503203
Funding source: General Fund
Total award: \$300,000.00

The Street Department and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor #1 offers the City the option to extend the term of the contract at the same unit prices for one (1) additional year if the option is exercised within one (1) year from the date of the award.

Vendor #2 offers the City the option to extend the term of the contract at the same unit prices for two (2) additional years if the option is exercised within two (2) years from the date of the award.

This is a Requirements Type Contract with an initial term of Twenty Four (24) months.

.....
*Motion made, seconded and unanimously carried to approve budget transfer BT2002-733 SOLID WASTE
To continue providing citizens' household hazardous waste collection sites as required by EPA. Fee
increase in September, 2001 from \$8.00 to \$10.00 for commercial accounts has caused increase in
revenues.

Increase	\$200,000	to	34010296/40403/403141	Landfill Fees
Increase	\$200,000	to	34010289/40403/502215	Outside Cont

.....

.....
*Motion made, seconded and unanimously carried to approve budget transfer BT2002-752 COMMUNITY
DEVELOPMENT

To increase the appropriation in the First Time Home Buyers Assistance Program due to a larger than
anticipated number of applications being processed and approved this fiscal year. The budget for multi-
family projects will require a lower balance for the remainder of the current fiscal year.

Decrease	\$600,000	from	71150036/G7102HM09753/505204	HsgReMultInv
Increase	\$600,000	to	71150036/G7102HM09753/505208	HomeBuyAsst

.....

.....
*Motion made, seconded and unanimously carried to approve budget transfer BT2002-782 OMB
To appropriate sufficient funds to pay the final bill from the Central Appraisal District.

Decrease	\$30,184	from	99010273/01101/504405	Contingency
Increase	\$30,184	to	06010022/01101/502101	Appraisal Serv

.....

Motion made by Representative Medina, seconded by Representative Sariñana and unanimously carried to
move to the Regular Agenda the request of Church of God 7th Day to block off Cebada between Hueco and
Montana on July 21, 2002 from 11:00 a.m. to 9:00 p.m. for a church concert.

Mr. David Villalba, event organizer, was present to answer questions.

Representative Sumrall noted that Mr. Villalba needed only to pay the \$15.75 for the application processing.

Mr. Villalba responded he would pay the fee out of his own pocket, if needs be.

Representative Cobos offered to pay the processing fee with his campaign funds.

Motion made by Representative Cobos, seconded by Representative Escobar and unanimously carried to
approve the request of Church of God 7th Day to block off Cebada between Hueco and Montana on July 21,
2002 from 11:00 a.m. to 9:00 p.m. for a church concert without the waiver of fees. Approximately 200
persons and 50 vehicles will take part. Barricades must be manned according to the State's "Manual of
Uniform Traffic Control Devices". This request includes permission to use amplification (sound system, 5
speakers, instruments). PERMIT NO. 02-069

.....
*Motion made, seconded and unanimously carried to approve the request of El Paso Association For The
Performing Arts to hold a run/walk on July 4, 2002 from 7:30 a.m. to 8:30 a.m. Route: Start at parking lot at
McKelligon Canyon Amphitheater, go east .9 miles, turnaround, follow road to back of canyon, circle around,
come back and finish in the parking lot. Approximately 250 persons will participate and 100 spectators are
anticipated. PERMIT NO. 02-072
.....

*Motion made, seconded and unanimously carried to approve the request of Kenny Huynh to block off Sun Sweet Way cul-de-sac (2000 block) on July 4, 2002 from 5:00 p.m. to 11:59 p.m. for a block party. Approximately 25 persons will take part. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices". PERMIT NO. 02-073

*Motion made, seconded and unanimously carried to approve the request of Elizabeth Branham to hold a community walk on June 29, 2002 from 6:00 p.m. to 8:00 p.m. Route: Sidewalk at 4800 Block of Montana. Approximately 35 persons will take part. PERMIT NO. 02-077

*Motion made, seconded and unanimously carried to approve the request of Simon Olvera to block off 1300 - 1332 Rancho Grande Drive (cul-de-sac) on July 3, 2002 from 6:00 p.m. to 12:00 a.m. for a block party. Approximately 60 persons will take part. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices." PERMIT NO. 02-078

*Motion made, seconded and unanimously carried to approve the request of Francisco Villa to block off Frutas (5410 - 5418) between Paisano and Chelsea on June 30, 2002 from 8:00 a.m. to 8:00 p.m. for a block party. Approximately 150 persons will take part and 50 spectators are anticipated. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices." PERMIT NO. 02-079

ORDINANCE 15125

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.88 (SCHEDULES), SECTION 12.88.150 (SCHEDULE XIV, SPEED LIMITS), OF THE EL PASO MUNICIPAL CODE, TO AMEND THE SPEED LIMIT TO TWENTY MILES PER HOUR, ON EIGHTH AVENUE BETWEEN CAMPBELL STREET AND PARK STREET. THE PENALTY BEING AS PROVIDED IN SECTION 12.84.010 OF THE EL PASO MUNICIPAL CODE.**

There being no public comment, the vote was taken.

Motion duly made by Representative Cobos, seconded by Representative Escobar that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

ORDINANCE 15126

The City Clerk read an Ordinance entitled: An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the class of **CHIEF PLANS EXAMINER**

Motion duly made by Representative Cobos, seconded by Representative Escobar that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representative Medina was not present for the vote.

.....
ORDINANCE 15127

The City Clerk read an Ordinance entitled: An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the class of **CUSTOMER RELATIONS MANAGER**

Representative Sumrall questioned whether an individual currently occupied the Customer Relations Manager position.

Ms. Terry A. Bond, Director of Personnel, remarked that Mr. Fred Carson of the Building Services Department currently occupied the position.

Mr. Terry Williams, Deputy Director of Building Services, responded that previously Mr. Carson was the Building Services Department Customer Service Manager and Mr. Carson had been the acting Customer Relations Manager since December.

Representative Cook commented on the position and explained that the position was instrumental in assisting with the construction of the Northeast Lowe's Home Improvement of El Paso. He remarked that with the assistance of the position the construction project ran very smoothly.

Mr. Williams added that the position would be responsible for all clerical functions of the Building Services Department, to include enforcement, inspection and permits/licenses.

Motion duly made by Representative Cobos, seconded by Representative Escobar that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Cook, Power, Escobar, Sariñana and Cobos
NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representative Medina was not present for the vote.

.....
ORDINANCE 15128

The City Clerk read an Ordinance entitled: An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the class of **CHIEF BUILDING INSPECTOR**

Motion duly made by Representative Cobos, seconded by Representative Escobar that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representative Medina was not present for the vote.

ORDINANCE 15129

The City Clerk read an Ordinance entitled: An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the class of **ZONING ADMINISTRATOR**

Motion duly made by Representative Cobos, seconded by Representative Escobar that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representative Medina was not present for the vote.

ORDINANCE 15130

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF TRACTS 22A AND 22D, BLOCK 54, YSLETA GRANT AND LOT 4, BLOCK 2, VJM INDUSTRIAL PARK, EL PASO, EL PASO COUNTY, TEXAS (SOUTH OF CASTNER STREET BETWEEN KESSLER AND DIESEL DRIVE) FROM P-I (PLANNED INDUSTRIAL) TO C-4 (COMMERCIAL) AND IMPOSING CERTAIN CONDITIONS. THE PENALTY BEING AS PROVIDED IN SECTION 20.68.010 OF THE EL PASO MUNICIPAL CODE.**

There being no public comment, the vote was taken.

Motion duly made by Representative Sariñana, seconded by Representative Escobar that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representative Medina was not present for the vote.

ORDINANCE 15131

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF A PORTION OF TRACT 4, BLOCK 4, CASTNER RANGE, EL PASO, EL PASO COUNTY, TEXAS (SOUTH OF DIANA DRIVE AND WEST OF STONEWALL ROAD) AS FOLLOWS: PARCEL 1, FROM A-O (APARTMENT-OFFICE) TO R-3A (RESIDENTIAL); AND PARCEL 2, FROM A-O (APARTMENT-OFFICE) TO C-1 (COMMERCIAL). THE PENALTY BEING AS PROVIDED IN SECTION 20.68.010 OF THE EL PASO MUNICIPAL CODE.**

There being no public comment, the vote was taken.

Motion duly made by Representative Cook, seconded by Representative Escobar that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representative Medina was not present for the vote.

ORDINANCE 15132

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. SU-02008, TO ALLOW FOR A PLANNED RESIDENTIAL DEVELOPMENT WITH REDUCED REAR SETBACKS ON A PORTION OF TRACT 4, BLOCK 4, CASTNER RANGE, EL PASO, EL PASO COUNTY, TEXAS (SOUTH OF DIANA DRIVE AND WEST OF STONEWALL ROAD) PURSUANT TO SECTION 20.12.040 (ZONING) OF THE EL PASO MUNICIPAL CODE.**

There being no public comment, the vote was taken.

Motion duly made by Representative Cook, seconded by Representative Power that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representative Medina was not present for the vote.

ORDINANCE 15133

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF LOT 3, BLOCK 14, VISTA DEL SOL UNIT 10 REPLAT, EL PASO, EL PASO COUNTY, TEXAS (1477 LOMALAND DRIVE) FROM P-I (PLANNED INDUSTRIAL) TO C-4 (COMMERCIAL) AND IMPOSING CERTAIN CONDITIONS. THE PENALTY BEING AS PROVIDED IN SECTION 20.68.010 OF THE EL PASO MUNICIPAL CODE.**

Representative Sariñana questioned Ms. Patricia Adatao, Director of Planning, whether she had received any opposition regarding the zoning change.

Ms. Adatao responded no.

Motion duly made by Representative Sariñana, seconded by Representative Escobar that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
Motion made by Representative Rodriguez, seconded by Representative Sumrall and carried to deny an Ordinance changing the zoning of the North 220 Feet of Tract 225, SUNRISE ACRES NO. 2, El Paso, El Paso County, Texas (4650 Vulcan Drive) from R-4 (Residential) to A-M (Apartment-Mobile Home). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. Applicant: Martha Yee/ Representative: Luis De La Cruz, 9013 Lait, El Paso, TX 79925. ZC-02017

Representatives Sumrall, Rodriguez, Medina, and Power voted Aye. Representatives Cook, Escobar, Sariñana, and Cobos voted Nay. Mayor Caballero voted Aye, in order to break the tie. The Motion to deny the zoning change, passed 5-4.

Mr. Kenneth M. Pino, 4643 Vulcan, stated he was in objection to the proposed Mobile Home park as this would depreciate the value of his home. He commented on the condition of the property and noted that there had been no improvements to the property in the ten years he had resided in the neighborhood. He had received signatures from other property owners residing in the area who were opposed to the zoning change. Mr. Pino provided Council Members with photographs of the proposed zoning change property.

Ms. Patricia Adatao, Director of Planning, explained that the request was to rezone property at 4650 Vulcan Drive, approximately .8 acres in size. She stated that the request was to rezone property to A-M to permit a proposed mobile home park. She noted that the Plan for El Paso designated the area for residential; however, the DCC (Development Coordinating Committee) and CPC (City Plan Commission) had recommended in favor of the zoning change as it was compatible with existing zoning in the area. She stated the Planning Department had received three letters in opposition from Mr. and Mrs. Gregorio Jaramillo, 4631 Vulcan, Mr. and Mrs. Pino, 4643 Vulcan and Ms. Lucy Martin, 4660 Vulcan. She remarked that if the property were to be rezoned, a Site Development Plan would need to be submitted to the Planning Department for approval. She explained that the three letters of opposition were not enough to invoke the 211.006(d); however, the Department would need to determine the calculation(s) should a petition be provided to the Planning Department.

Representative Rodriguez stated she had provided a copy of the petition to the Planning Department.

Ms. Adatao responded she was aware of only one petition which listed the three names she provided earlier; however, she understood that Mr. Pino would be providing a new petition this morning.

Mayor Raymond C. Caballero questioned the number of signatures that would invoke the 211.006(d).

Ms. Adatao responded based on 20% of the property owners located within 200 feet of the area to be rezoned object in writing, this would invoke the 211.006(d).

Representative Rodriguez moved to deny, Representative Sumrall seconded.

Mr. Luis De La Cruz, representative for the owner/applicant, believed the zoning case had met the requirements as the property was currently surrounded by other mobile homes. He explained that the neighboring properties would not decrease in value but would improve the City's tax base. He noted that the property was large enough for only six mobile homes to be installed.

Representative Power questioned Mr. Cruz as to whether the mobile homes would be for rent or sell.

Mr. Cruz responded for rent.

Representative Cook commented on a picture provided by Mr. Pino and noted there existed a very dilapidated home which looked as if ready for demolition.

Representative Rodriguez responded that the property owner had not made improvements to the home in question for seven years.

Mayor Raymond C. Caballero commented that the applicant should have maintained the property prior to requesting today's zoning change.

Mr. Gregorio Jaramillo, 4651 Vulcan, commented he had been residing at that address for 15 years and noted the property owner had not made any improvements to the property.

.....
ORDINANCE 15134

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF PORTIONS OF TRACTS 3A1 AND 3A2, S.A. & M.G. RAILROAD SURVEY NO. 266, AND A PORTION OF LOT 1, BLOCK 4, SUNSET VIEW SUBDIVISION, EL PASO, EL PASO COUNTY, TEXAS (SOUTH OF STARRY NIGHT DRIVE AND WEST OF I-10) AS FOLLOWS: PARCEL 1, FROM R-3 (RESIDENTIAL) TO C-3 (COMMERCIAL) AND IMPOSING CERTAIN CONDITIONS; AND PARCEL 2, FROM R-3 (RESIDENTIAL) TO R-3A (RESIDENTIAL). THE PENALTY BEING AS PROVIDED IN SECTION 20.68.010 OF THE EL PASO MUNICIPAL CODE.**

There being no public comment, the vote was taken.

Motion duly made by Representative Sumrall, seconded by Representative Cobos that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representative Escobar was not present for the vote.

.....
ORDINANCE 15135

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. SU-02006, TO ALLOW FOR A PLANNED RESIDENTIAL DEVELOPMENT WITH REDUCED REAR SETBACKS ON PORTIONS OF TRACTS 3A1 & 3A2, S.A. & M.G. RAILROAD SURVEY NO. 266, EL PASO, EL PASO COUNTY, TEXAS (SOUTH OF STARRY NIGHT DRIVE AND WEST OF I-10) PURSUANT TO SECTION 20.12.040 (ZONING) OF THE EL PASO MUNICIPAL CODE.**

There being no public comment, the vote was taken.

Motion duly made by Representative Sumrall, seconded by Representative Power that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Representative Escobar was not present for the vote.

.....
Motion made by Representative Sariñana, seconded by Representative Cobos and carried to postpone one (1) week and refer to Legislative Review Committee of the Whole an Ordinance amending Title 20 (Zoning), Chapter 20.02 (General Provisions and Definitions), Article II. Definitions, Section 20.02.602 (Poster) to amend the definition of poster; Chapter 20.66 (Signs), Article II, Administration, Sections 20.66.080 (Permit Required), 20.66.090 (Application Procedure), 20.66.100 (Sign Permit Fee Formula), 20.66.130 (Prohibited Signs) of the El Paso Municipal Code to add requirements for permits for the removal of billboards; and amending Article III, Off-Premise Sign Regulations, Sections 20.66.190 (Zoning Districts), 20.66.200 (Size and Height), 20.66.210 (Setback Requirements), 20.66.220 (Spacing), and 20.66.230 (Special Control Areas) of the El Paso Municipal Code to amend the regulation standards for off-premise signs. The penalty being as provided in Chapter 20.68 (Penalty) of the Municipal Code.

Mayor Raymond C. Caballero stated he would allow seven minutes for those individuals in favor of the Ordinance, as recommended by the BZAC, seven minutes for individuals opposed and seven minutes for individuals to discuss adding more billboards to the Ordinance.

Representative Sariñana moved to send the Ordinance to a Legislative Review of the Whole meeting, Representative Cobos seconded.

Representative Cook asked that citizens be allowed to speak rather than postponing the item for an additional week.

Representative Sumrall suggested doing away with billboards entirely.

Representative Cobos explained that the Ordinance had been under review for over one year and it would behoove Council to hold the Legislative meeting in order to provide individuals the proper time/forum for a thorough discussion.

Ms. Rita Rodriguez, City Attorney, recommended postponing the item.

Representative Medina asked that the item be discussed today and if necessary the item would be postponed for further discussion.

Ms. Rodriguez clarified the item could be postponed for one week.

Representatives Sumrall, Power, Escobar, Sariñana and Cobos voted in favor to postpone one week and to hold a Legislative Committee of the Whole meeting Monday, July 1, 2002 at 9:00 a.m.
Representatives Rodriguez, Medina, Cook voted Nay.

.....
ORDINANCE 15136

The City Clerk read an Ordinance entitled: **AN ORDINANCE PERMITTING HARRY R. FELD TO USE A PORTION OF MEMORIAL PARK FROM 6:00 PM UNTIL 8:00 PM ON SEPTEMBER 21, 2002**

Motion duly made by Representative Rodriguez, seconded by Representative Cobos that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos
NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
ORDINANCE 15137

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING A SPECIAL PRIVILEGE TO REGENT COMMUNICATIONS-EL PASO TO TEMPORARILY CLOSE A PORTION OF SANTA FE STREET BETWEEN MAIN DRIVE AND SAN ANTONIO AVENUE; SAN FRANCISCO AVENUE (TROLLEY LANE) BETWEEN SANTA FE STREET AND EL PASO STREET; DURANGO STREET (NORTH BOUND ACCESS ROAD) BETWEEN SAN FRANCISCO AVENUE AND SAN ANTONIO AVENUE FROM 5:00 A.M. ON THURSDAY, JULY 4, 2002 TO 5:00 A.M. ON FRIDAY, JULY 5, 2002 FOR THE EL PASO DOWNTOWN STREET FESTIVAL.**

Representative Cobos asked if Regent Communication-El Paso would comment on the event.

Ms. Gina Roe Davis, Regent Communications-El Paso, provided details regarding the Fourth of July Downtown Street Festival and noted that recording artists Eddie Money and Knight Ranger would perform. She noted a children's activity facility would be available, in addition to a variety of food and beverages. Ms. Davis noted that a fireworks display would be presented at the close of the festivities.

Motion duly made by Representative Cobos, seconded by Representative Sariñana that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
RESOLUTION APPROVING DETAILED SITE DEVELOPMENT PLAN NO. DP-02008, FOR LOT 1, BLOCK 4, WEST TEN DEVELOPMENT, EL PASO, EL PASO COUNTY, TEXAS (7440 REMCON CIRCLE), PURSUANT TO A CONTRACT CONDITION.

WHEREAS, **Cinemark USA, Inc.** (the "Applicant") has applied for approval of a detailed site development plan pursuant to a contract condition, to permit the construction and development of a movie theater complex; and

WHEREAS, a report was made by the staff to the City Plan Commission and a public hearing was held regarding such application;

WHEREAS, the City Plan Commission has recommended approval of the subject detailed site development plan; and

WHEREAS, the subject detailed site development plan has been submitted to the City Council of the City of El Paso for review and approval;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. Pursuant to Section 20.04.150 of the El Paso Municipal Code, the City Council hereby approves the detailed site development plan submitted by the Applicants, to permit the construction and development of a movie theater complex on the following described property which is located in a **C-3/sc (Commercial/special contract)** District:

Lot 1, Block 4, WEST TEN DEVELOPMENT, an Addition to the City of El Paso, El Paso County, Texas, and being more particularly described by metes and bounds in the attached and incorporated Exhibit "A"; and municipally known and numbered as 7440 Remcon Circle.

A copy of the approved detailed site development plan, signed by the Applicants, the Mayor and the Secretary of the City Plan Commission, is attached hereto, as Exhibit "B" and incorporated herein by reference.

2. All construction and development on the property shall be done in accordance with the approved detailed site development plan and the development standards applicable in the **C-3/sc (Commercial/special contract)** District regulations.

3. The Applicant shall sign an agreement to develop the property and to perform all construction thereon in accordance with the approved detailed site development plan and the standards applicable in the **C-3/sc (Commercial/special contract)** District regulations. Such agreement shall be signed and filed with the Zoning Administrator and the Executive Secretary of the City Plan Commission before building permits are issued.

4. This approval shall be void if construction on the property is not started in accordance with the approved detailed site development plan within four (4) years from the date hereof.

Representative Sumrall remarked this location would be for the proposed new Cinemark Movie Theatres on the Westside of El Paso.

Motion made by Representative Sumrall, seconded by Representative Cook and unanimously carried to approve the above Resolution.

.....
Motion made by Representative Sumrall, seconded by Representative Cook and carried to approve the budget for El Paso County 911 District.

Representative Power voted Nay.

Mr. Joe Lorkowski, Director El Paso County 911 District, discussed the proposed budget, specifically, Wireless 911 Phases I and II. He noted Phase I would increase the operating expense an estimated \$500,000. Mr. Lorkowski commented on the Combined Dispatching Center and mentioned the 911 District had recently selected an architect to study the project who would then make recommendations to the Board of Managers. He noted that \$2 million dollars had been proposed for the Combined Dispatching Center; nowever, by project completion the estimated cost would be between \$6 to \$10 million dollars. He stated that in order for the 911 District to provide the means to pay for these projects, the current residential and commercial fees were doubled. He noted the residential fee would now be \$0.40 cents and commercial fees would be \$1.00 per month, effective March 1, 2002, as approved by the Board of Managers for the 911 District. He explained that as part of the budget, the Board of Managers sets the fee every year, and any other time of the year as deemed necessary, as per the Texas Health and Safety Code, Chapter 772, subchapter 300.

Representative Cook commented that City Council does not raise rates as stated by Southwestern Bell.

Mr. Lorkowski explained Southwestern Bell no longer provided a 911 representative in El Paso; however, the representative was now located in Lubbock, Texas. He noted that he had requested the 911 representative to advise the local Southwestern Bell representative as to the rate increases and he offered his phone number, (915) 562-3911, extension 11, as an alternative for further explanation.

Mayor Raymond C. Caballero stated that the 911 District was constantly upgrading their equipment and had been very cooperative in assisting all communication entities moving toward a regional emergency communication center.

Representative Medina questioned the \$4.6 million dollar "Alternate Emergency Backup Center" project.

Mr. Lorkowski responded that the money would be utilized for constructing and equipping the facility. He noted that the location for the facility had not been selected; however, an architectural firm had been selected in order to provide a fundamental analysis.

Representative Medina questioned what the total incoming revenue for the 911 District was.

Mr. Bill Chapman, Chief Financial Officer, spoke on behalf of Mr. Lorkowski and noted that \$3.7 million would be considered incoming revenue; however, \$1.7 million was listed as expenditures and that the remaining items would be considered capital investment type expenditures for the "Alternate Emergency Backup Center" and other equipment types. He stated he had reviewed the budget and felt comfortable with the numbers.

Representative Medina questioned whether residents might be offered a refund on service fees.

Mayor Caballero suggested after an attempted consolidation and other issues, if monies were left over, a possible rebate might be offered to the customers.

Mr. Lorkowski noted that the Board of Managers was governed by law and must use fees expeditiously.

Mr. Charlie McNabb, Chief Administrative Officer, emphasized how closely the Board of Managers was working with the City of El Paso in modernizing the 911 system to that of state-of-the-art capabilities.

Mr. Lorkowski noted that El Paso County 911 District employs six individuals; the City of El Paso funds the call takers.

Representative Power stated that Mr. Lorkowski was estimating the cost for the "Alternate Emergency Backup Center" project as \$4.5 million; however, the final cost might be close to \$10 million.

Mr. Lorkowski responded yes, and that an architectural firm had been hired to conduct a study.

Representative Medina questioned the \$67,000 cost per 911 District employees and noted that the City employees 58 call takers.

Mr. McNabb explained that the City would be negotiating with the Board of Managers over shared responsibilities that may result in shared costs.

Representative Sumrall questioned whether Maria Garland was a Board Member and whether the selection of the architectural firm was done by a Request For Proposal (RFP).

Mr. Lorkowski remarked Ms. Garland was not a member of the Board. He noted that the 911 District had submitted Requests for Qualifications (RFQ) and from those responses it was determined that the architectural firm of Garland Kursey Smith would receive the award.

Representative Sumrall questioned the \$26,000.00 amount for travel expenses.

Mr. Lorkowski explained that the monies were utilized to send the computer programmers, CAD users and others to training.

Representative Power questioned how Mr. Lorkowski came up with the figures presented today.

Mr. Lorkowski responded that the architectural firm had just been selected to conduct the fundamental analysis.

Representative Power requested Mr. Lorkowski to provide Council Members with specific numbers in 90 days.

Representative Cobos stated that by today's number Mr. Lorkowski was underestimating the costs of the project.

Mr. Chapman clarified that the budget presented today was an estimated amount of available funds this year.

Representative Escobar questioned whether the monies would be earmarked for a particular project.

Mr. Lorkowski explained that under the statute the funds have been set aside; however, the presentation today was to allocate and set aside specific funds for a specific project. He noted that the Board of Managers had authorized \$75,000 for a fundamental study.

Representative Power exclaimed that the figures were too open-ended and requested a time frame where hard figures would be provided.

Mr. Charlie McNabb, Chief Administrative Officer, explained that the City Council was not the governing body of the 911 District; however, today's figures were rough estimates and exact figures would be provided during the budget process. He noted that the statute states that the budget for 911 District must be presented to City Council and Council Members approve the budget as a broad estimate of expenditures, etc.

Mayor Caballero suggested approving the budget as presented today; however, when the project comes before Council for approval more scrutiny would be given in regard to the project.

.....
Motion made by Representative Power, seconded by Representative Sumrall and unanimously carried to refer to the Legislative Committee of the Whole to examine issues pertaining to changing to a City Manager form of government for El Paso by Representative Power.

Representative Power understood the City was reorganizing City Departments and stated he would like to ask the voters to decide whether or not a City Manager form of government would be more efficient.

Ms. Rita Rodriguez, City Attorney, explained that the Charter established what form of government the City utilized, that of Mayor and Council, with a strong Mayor. She clarified that Representative Power was requesting moving toward a Council/City Manager form of government, which required Charter Amendment changes throughout the City Charter. She explained that for previous Charter Amendments, a 30 member Ad Hoc Committee was established and it was through this committee that recommendations were made.

Representative Power stated that he wanted the voters to decide and was not asking for ad hoc committee.

Mayor Raymond C. Caballero explained that the Charter was amended less than two years ago.

Mr. Charlie McNabb, Chief Administrative Officer, noted that this would be a City-wide election and would cost in excess of \$100,000.

Mayor Caballero stated he was open to study a City Manager form of government and suggested an Ad Hoc Committee review four year terms for Mayor, appropriate salaries for mayor and council and other issues.

Ms. Rodriguez stated that in the past an Ad Hoc Committee was formed and the Civil Service Commission submitted proposals and the two organizations would make recommendations. These recommendations would then come before the Council Members subsequently deciding which items should be placed on the ballot. These items are then sent to the Department of Justice for approval.

Mr. McNabb recommended holding an election in May.

Representative Cook had requested 10 recommendations when he had first become elected. He requested sending the item to a Legislative Review of the Committee as a Whole and to come up with recommendations.

Ms. Rodriguez provided the following Motion, that the item be referred to the Committee of the Whole to examine what issues should go on the ballot.

Ms. Lisa Turner, citizen, stated that a City Manager only represents himself.

Mayor Caballero stated individuals should send their ideas to the City Attorney's office and/or their Representative's office.

Representative Sumrall suggested forwarding those recommendations to all other Representatives.

.....
No action was taken regarding the discussion and action on the creation of "Efficiency Incentives" for Departments within the City by Representative Power.

Representative Power stated that the City is blessed with talented individuals who are committed to the City and saving money. He thought it would be a good idea to create incentive packages whereby Department Heads, when a savings has accumulated within their respective Department, the savings be placed back into the Department's operating budget and not placed into the General Fund.

Mayor Raymond C. Caballero commended Representative Power for his suggestions and cautioned cutting back Department budgets in its entirety. He asked Representative Power to compose suggestions as to how Department Heads might accomplish this.

.....
No action was taken pertaining to the discussion regarding City building inspections. (Anita Blair)

Ms. Anita Blair, citizen, recommended Mr. Terry Williams, Deputy Director of Building Services, reinstall electric meters for nine tenants residing in Mr. John Fox' apartments located at 3815 Truman. She recommended that Mr. Williams instruct the El Paso Electric Company to reinstall the electric meters. She wondered why the Building Services Department was removing Garage Sale signs. She stated that the Building Services Department had been torturing Mr. Fox for the last 15 years.

Mayor Raymond C. Caballero thanked Ms. Blair for bringing these issues to Council's attention and added he would instruct Mr. Williams to respond to her questions.

.....
Motion made by Representative Sariñana, seconded by Representative Sumrall and unanimously carried that the following Ordinances, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be advertised for public hearing:

An Ordinance changing the zoning of Lot 18, Block 1, LOWER VALLEY MOBILE HOME ADDITION, REPLAT 'A', El Paso, El Paso County, Texas (403 Joseph Street) from R-1 (Residential) to A-M (Apartment-Mobile Home Park). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. Applicant/Representative: D.C. Phan, 11705 Gwen Evans Ln., El Paso, TX 79936. ZC-02009

PUBLIC HEARING WILL BE HELD ON JULY 16, 2002

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

Representative Escobar was not present for the vote.

.....
ADDITION TO THE AGENDA

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Director of Aviation be authorized to solicit Requests for Proposals from merchants desiring to lease space in the La Placita shops located in the terminal building at the El Paso International Airport and to create a selection panel comprised of City employees and members of the Airport Advisory Board to select tenants based upon the criteria set forth in the attached Request for Proposals. (A copy of the Request for Proposals is filed in the City Clerk's office).

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Joint Resolution between the City of El Paso and its Public Service Board (PSB) which authorizes the transfer of PSB property located at the Fred Wilson Site, El Paso, El Paso County, Texas to the City for the construction of the Animal Control Facilities.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Cost Reimbursement Agreement between the City of El Paso and Government Employees Credit Union of El Paso (GECU) providing for reimbursement to the City by GECU of the costs of design of a parking lot as part of planned improvements to Ponder Park. Costs of the design are estimated to be \$5,256.00. A lease agreement for joint use of such a parking lot will be negotiated between the City and GECU.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Services Contract between the **CITY OF EL PASO** and **RICHARD E. DYER** as a Geographic Information Systems Specialist, for the El Paso Water Utilities Department at a biweekly rate of \$1,401.88, for 40 hours per week. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and the following individuals on behalf of the El Paso Water Utilities. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.

1. **THOMAS BROWN**, as a PC LAN Specialist I, at a biweekly rate of \$1,368.72 for 40 hours per week.
2. **VICTOR CASTANEDA**, as a Computer Operator, at a biweekly rate of \$1,187.68 for 40 hours per week.
3. **EDGARDO CHACON**, as a Network Administrator, at a biweekly rate of \$2,167.42 for 40 hours per week.
4. **JOSE ESQUIVEL**, as a Programmer Analyst, at a biweekly rate of \$1,717.71 for 40 hours per week.
5. **JOSE GRANILLO**, as a GIS Administrator, at a biweekly rate of \$2,033.47 for 40 hours per week.
6. **YASMIN LOPEZ**, as a Programmer Analyst, at a biweekly rate of \$1,750.08 for 40 hours per week.
7. **ARMANDO RENTERIA**, as a Information Services Manager, at a biweekly rate of \$2,951.38 for 40 hours per week.
8. **DAVID WOLKING**, as an Applications Support Administrator, at a biweekly rate of \$2,050.08 for 40 hours per week.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Services Contract between the **CITY OF EL PASO** and the following individuals.

1. **JESUS BARRAZA**, as a Computer Programmer for the Information Technology Department at a biweekly rate of \$1,368.74. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
2. **JEFFREY MILLER**, as a Senior Programmer Analyst for the Information Technology Department at a biweekly rate of \$1,896.95. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
3. **ROBIN RANSOM**, as a Geographic Information Systems (GIS) Manager for the Information Technology Department at a biweekly rate of \$2,343.61. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.
4. **MELISSA RODRIGUEZ**, as a Database Administrator for the Information Technology Department at a biweekly rate of \$1,870.95. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **LARRY MARQUEZ**, to provide Karaoke entertainment for the Teen Hangout Program at the Armijo Branch Library on July 13, 2002 from 1:00 p.m. to 3:00 p.m. The total amount of the contract shall not exceed \$150.00.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and the following individuals on behalf of the Mass Transit Department. The term of the contract shall be for the period of July 7, 2002 through July 6, 2004. These Contracts are subject to the approval of the City's Civil Service Commission.

1. **THOMAS CARDONA**, as a Network Administrator, at a biweekly rate of \$1,852.03 for 40 hours per week.
2. **SALOME OCHOA**, as a PC/LAN Specialist II, at a biweekly rate of \$1,544.15 for 40 hours per week.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **SALVADOR GONZALEZ-AYALA** to assist the Metropolitan Planning Organization (MPO) in the preparation of the Metropolitan Transportation Plan (MTP), the Transportation Improvement Program (TIP), the Congestion Mitigation System Plan (CMS), the transportation conformity reports, the MPO's Web Page, and other documents, plans and projects at the bi-weekly rate of \$2,692.31, for an average of 35 hours per week. The contract period shall be from July 1, 2002 through June 30, 2003.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **JOSE L. AGUILAR, PROJECT BRAVO INC.** assist the Solid Waste Management Department with the Downtown Beautification Project. The total amount of the contract shall not exceed \$35,000.00.

Motion made, seconded and unanimously carried to move to the Regular Agenda the following provisional appointment Information Technology Director (1) EX B

Ms. Lisa Turner, citizen, requested to speak on the above item and the appointment of Jose A. Huertamontoya as Interim, Information Technology Director, effective July 1, 2002, simultaneously. She noted that the City had lost another Department Head.

Mayor Raymond C. Caballero explained Mr. Jim Pulliam had decided to accept the position of Information Technology Director at UTEP; however, in the interim an individual must be appointed to the position.

Ms. Turner reiterated that the Information Technology Department had not appointed a Deputy Department Head.

Mr. Charlie McNabb, Chief Administrative Officer, responded Ms. Turner was correct. He explained that Information Technology was a unique Department as all technical individuals were contract rather than Civil Service. He explained that the Director position would need to be appointed through the Civil Service Commission. He explained that the proposal on the Agenda today was to provisionally appoint the Second in Command to the Department Head position until the position could be permanently filled.

Ms. Turner stated that there were other City Departments that did not have appointed Deputy Department Heads.

Mayor Caballero stated that some City Departments were very small and would not justify a Deputy and that further discussions would be noted during the budget hearings.

Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried to approve the following provisional appointment(s) in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

Information Technology Director (1) EX B

NOTE: Motion was revised to read "Information Technology Director (1) EX B"

Motion made by Representative Cook, seconded by Representative Sariñana and unanimously carried to move to the forefront and the Regular Agenda the appointment of Roberto Rivera as Fire Chief.

Representative Medina was not present for the vote.

Representative Sumrall noted that she was a member of the Committee who appointed the Fire Chief and stated that she had conferred with members of the Fire Department as to who these individuals would like to see appointed as Fire Chief and without exception these individuals named Chief Rivera.

Representative Cook noted that it was a difficult decision; however, he was pleased to see the City had named its first Hispanic Fire Chief.

Representative Medina remarked that he had also spoken with Fire Department members who commented that Chief Rivera was well respected within the Fire Department.

Representative Power commended Chief Rivera on his appointment.

Representative Escobar stated members of the Fire Department had approached him and had highly recommended Chief Rivera be appointed.

Representative Sariñana questioned Chief Rivera on how long he had been a member of the Fire Department and asked that Chief Rivera commit at least five years to the position.

Chief Rivera responded 30 years and responded that his daughter's were aged 11 and 16 and he could not afford to retire.

Representative Cobos explained that the City had conducted a national search for the Fire Chief position and that the position went to an individual already working for the City.

Mayor Raymond C. Caballero congratulated Chief Rivera on his appointment.

Representative Sumrall asked Chief Rivera if he would accept the appointment of Fire Chief.

Fire Chief Roberto Rivera responded yes indeed, he would. He thanked the Mayor, Committee Members and Council Members for appointing him as Fire Chief. He thanked his wife and family for their continued support. He stated that he accepted the challenges of the position and that the El Paso Fire Department was the best in the nation. He noted the differences in technological advancement between the El Paso Fire Department and the Phoenix Fire Department regarding computers and other equipment being installed in the Fire Department vehicles. He explained that on behalf of all the Fire Department personnel and the El Paso community he would accept the position of Fire Chief. He stated that due to his son Efrain's advice he had applied for the Fire Chief position. He introduced the Fire Chiefs from Las Cruces Fire Department, Ciudad Juarez and Ft. Bliss Fire Department. He thanked everyone for appointing him Fire Chief and had his daughter Monica pin his Fire Chief badge on.

Mr. Charlie McNabb, Chief Administrative Officer, explained that the appointment of Fire Chief Roberto Rivera would become effective as of today.

Mayor Caballero thanked Fire Chief William F. Gregersen for his assistance as interim Fire Chief and Ms. Terry A. Bond, Director of Personnel, for providing the successful assessment process.

Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried that Roberto Rivera be appointed Fire Chief, effective June 25, 2002 at an annual salary of \$90,000.

.....
Motion made, seconded and unanimously carried to move to the Regular Agenda the appointment of Jose A. Huertamontoya as Interim, Information Technology Director, effective July 1, 2002

Ms. Lisa Turner, citizen, questioned where the leave of absence would be taken from.

Mr. Charlie McNabb, Chief Administrative Officer, reiterated that every high-ranking individual, with the exception of the Director, in the Information Technology Department was a contract employee. He noted that Mr. Huertamontoya was currently a contract employee and he would subsequently be moved into an appointed position until a permanent Director of Information Technology could be appointed.

Ms. Turner questioned whether the City would be requesting a Deputy Director for the Information Technology Department, during the budget hearings.

Mr. McNabb responded that the recommendation for the Information Technology Department was for all employees, with the exception of the Director, to be contract employees.

Representative Rodriguez questioned where the recommendation was made from.

Mr. McNabb responded that due to the way the City Charter was written, Department Heads could not be under contract; however, all other employees, subordinate to the Department Head, could be under contract, as approved by the Civil Service Commission.

Representative Cobos questioned whether Mr. Terry Lee Scott, Director of Mass Transit, was under a contract.

Mr. McNabb remarked that Mr. Scott was not a City employee, he was an employee of the Mass Transit Department, which was a creature of State statute of which Council Members were the governing body of the Mass Transit Board. He explained Mr. Scott was under contract

Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried that Jose A. Huertamontoya be appointed as Interim, Information Technology Director, effective July 1, 2002 and authorize the Mayor to sign a contract amendment allowing for a leave of absence for the provisional appointment at an annual salary of \$82,452.13.

Motion made by Representative Cook, seconded by Representative Rodriguez and unanimously carried that the City Council retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

- Section 551.071 CONSULTATION WITH ATTORNEY
- Section 551.072 DELIBERATION REGARDING REAL PROPERTY
- Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS
- Section 551.074 PERSONNEL MATTERS
- Section 551.076 DELIBERATION REGARDING SECURITY DEVICES

- A. Sergio Zapata, 02-C-100 (551.071)
- B. Manuel E. Padilla, 02-C-132 (551.071)

Motion made by Representative Rodriguez, seconded by Representative Sumrall and unanimously carried to adjourn the Executive Session and reconvene the meeting of the City Council, during which time motions were made as follows:

Mayor Raymond C. Caballero was not present for the Executive Session vote.

Motion made by Representative Medina, seconded by Representative Cook and carried that claim entitled **SERGIO ZAPATA**; Our File No. 02-C-100 be **DENIED** as recommended by the City Attorney.

Motion made by Representative Medina, seconded by Representative Sumrall and carried that the claim entitled **MANUEL E. PADILLA**; Our File No. 02-C-132 be **DENIED** as recommended by the City Attorney.

Motion made by Representative Cobos, seconded by Representative Sumrall and unanimously carried to adjourn this meeting at 12:15 p.m.

APPROVED AS TO CONTENT:

APPROVED AS TO FORM:


Richarda Duffy Momsen, City Clerk


Rita Rodriguez, City Attorney